

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on May 16, 2003.

I. DISPUTE

Whether there should be reimbursement for CPT codes 64440 and additional reimbursement for 99213-25 for date of service January 8, 2003.

II. RATIONALE

- CPT Code 64440 for date of service 01/08/03, services denied as “F – The services listed under this procedure code are included in a more comprehensive code which accurately describes the entire procedure performed.” Per the 1996 Medical Fee Guideline, Surgery Ground Rule (I)(A)(3) starred (*) surgical procedures are not subject to the global fee concept. Procedure summary supports delivery of service. Reimbursement in the amount of \$152.00 is recommended.
- CPT Code 99213-25 for date of service 01/08/03, explanation code “C – Paid in accordance with Affordable PPO”. The requestor billed \$93.00 for the office visit; the respondent paid \$16.20 under the Affordable PPO plan. Per Commission Rule 413.016 the requestor did not submit a letter from the PPO stating the conditions of the plan. Medical Dispute Resolution declines to recommended reimbursement

IV. DECISION & ORDER

Based upon the review of the disputed healthcare services within this request, the Division has determined that the requestor is entitled to reimbursement for CPT code 64440 in the amount of \$152.00. Pursuant to Sections 402.042, 413.016, 413.031, and 413.019 the Division hereby ORDERS the Respondent to remit **\$152.00** plus all accrued interest due at the time of payment to the Requestor within 20 days receipt of this Order.

The above Findings, Decision and Order are hereby issued this 19th day of February 2004.

Marguerite Foster
Medical Dispute Resolution Officer
Medical Review Division

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